

MINING—

PAGE.

PROCLAMATIONS MADE UNDER SECTION 5 OF THE MINING
ORDINANCE 1928-1947 1885

PROCLAMATIONS MADE PURSUANT TO SECTION 5 OF THE MINING ORDINANCE 1928-1947 DECLARING THAT THE WHOLE OR CERTAIN PARTS OF THE ORDINANCE SHALL NOT APPLY TO CERTAIN AREAS.

Particulars of these Proclamations are set out in the Table below, and the Table also indicates where the respective Proclamations are printed.

TABLE.

(N.B.—Particulars of Proclamations not in force on 1.1.1952 are shown in *italics*.)

Date on which Proclamation made.	Date on which published in <i>Papua-N.G. Govt. Gaz.</i> or <i>Papua and N.G. Govt. Gaz.</i>	Location of specified area.	Part of Ordinance declared not to apply.	Where printed.
8.12.1945	(a)	Morobe Goldfield ..	Sections 12 (1), 14 (1), 19 (1), 26, 32, 41, 44(a), 50, 51, 53, 54 (b), (c), (d), (f), 58	<i>Laws of P.-N.G.</i> on p. 708.
21.1.1946(b)	25.1.1946	South east part of the District of Morobe as described	Sections 16, 19 (1), 26, 32, 41, 50 and 51	<i>Laws of P.-N.G.</i> on p. 709.
23.2.1946(b)	6.3.1946	South east part of the District of Morobe as described	Part IIIA. Section 27A. Part VI.	<i>Laws of P.-N.G.</i> on p. 710.
21.3.1950	31.3.1950	At South-west boundary of town of Wau as described	Whole	This Volume on p. 1886.
22.4.1950	2.5.1950	45 hectares at Wau as described	Whole	This Volume on p. 1887.
15.2.1951(c)	22.2.1951	24 hectares 7 ares Western side of Bulolo Aerodrome	Whole	This Volume on p. 1888.
6.4.1951(d)	26.4.1951	8 hectares north-eastern boundary of Town of Wau	Whole	This Volume on p. 1889.

(a) This Proclamation was not published in *Papua-N.G. Govt. Gaz.*, but was published in a special *New Guinea Gazette* of 14.12.1945. *Quære*, however, whether in view of the definition of "the *New Guinea Gazette*" contained in Section 6 (1) of the *Ordinances Interpretation Ordinance* 1945 which, although not enacted until 20.12.1945, took effect from 30.10.1945 (Sec. 2), such publication was sufficient to comply with Section 5 of the *Mining Ordinance* 1928-1940. The Proclamation was revoked by Proclamation dated 21.1.1946, published in *Papua-N.G. Govt. Gaz.* of 25.1.1946 and printed in *The Laws of the Territory of Papua-New Guinea 1945-1949 (Annotated)*, on p. 709.

(b) Revoked by Proclamation dated 22.5.1947 and published in *Papua-N.G. Govt. Gaz.* of 4.6.1947 (a purely revoking Proclamation).

(c) Amended by Proclamation dated 13.9.1951, published in *Papua and N.G. Govt. Gaz.* of 25.10.1951.

(d) Varied by Proclamation dated 6.6.1951, published in *Papua and N.G. Govt. Gaz.* of 28.6.1951, and printed in this Volume on p. 1890.

PART C: MINING—

TEXT OF PROCLAMATIONS.

[Proclamation dated 21st March, 1950, and published in Papua and New Guinea Govt. Gaz. of 31st March, 1950.]

PROCLAMATION

By His Honour FREDERICK BEAUMONT PHILLIPS, Acting Administrator of the Territory of Papua and New Guinea.

F. B. PHILLIPS.

WHEREAS by section 5 of the *Mining Ordinance* 1928-1940 of the Territory of New Guinea, it is among other things provided that the Administrator may by Proclamation declare that the Ordinance shall not apply to any area specified in the Proclamation until a date to be subsequently notified by the Administrator:

Now therefore, I, the Acting Administrator of the Territory of Papua and New Guinea in pursuance of the powers conferred by the *Mining Ordinance* 1928-1940 of the Territory of New Guinea and all other powers me enabling, do hereby proclaim and declare that the said Ordinance shall not apply to the area specified in the Schedule hereto until a date to be subsequently notified by the Administrator in the *Gazette*.

THE SCHEDULE.

All that piece or parcel of land adjoining the south-west boundary of the town of Wau District of Morobe Territory of New Guinea and containing by admeasurement approximately 14.25 hectares more or less. Commencing at the most south-western corner of the town of Wau thence north-easterly by part of the south-eastern boundary of the town of Wau bearing 50 degrees 21 minutes for a distance of 109.24 metres to a point being the intersection of the south-eastern boundary of the town of Wau and a north-western boundary of D.S.L. 141 thence on the south-east by a north-western boundary of D.S.L. 141 south-westerly bearing 200 degrees 37 minutes 30 seconds for a distance of 129.72 metres thence generally on the south-west by a north-eastern boundary of D.S.L. 141 and a straight line respectively bearing and distant 273 degrees 37 minutes 30 seconds for 88.68 metres and approximately 271 degrees 0 minutes for approximately 530 metres respectively thence on the west by part of the eastern boundary of G.M.L. 753 northerly bearing 0 degrees 0 minutes for a distance of approximately 40 metres thence bounded on the north-west by a line bearing approximately 47 degrees 30 minutes for a distance of approximately 569.0 metres to a point on the south-western boundary of the town of Wau thence south-easterly by part of the south-western boundary of the town of Wau bearing 157 degrees 27 minutes 30 seconds for a distance of approximately 420 metres back to the point of commencement be the said several dimensions all a little more or a little less.

Given under my Hand at Port Moresby, this twenty-first day of March, One thousand nine hundred and fifty and in the fourteenth year of His Majesty's reign.

By His Honour's Command,

S. A. LONERGAN,

Acting Government Secretary.

GOD SAVE THE KING!

[Proclamation dated 22nd April, 1950, and published in Papua and New Guinea Govt. Gaz. of 2nd May, 1950.]

PROCLAMATION.

Mining Ordinance 1928-1940 of the Territory of New Guinea.

RESERVATION FOR SECONDARY SCHOOL AT WAU.

WHEREAS by section 5 of the *Mining Ordinance 1928-1940* of the Territory of New Guinea it is among other things provided that the Administrator may by Proclamation declare that the Ordinance shall not apply to any area specified in the Proclamation until a date to be subsequently notified by the Administrator:

Now therefore, I, Jack Keith Murray, the Administrator of the Territory of Papua and New Guinea, in pursuance of the powers conferred by the *Mining Ordinance 1928-1940* of the Territory of New Guinea and all other powers me enabling, do hereby proclaim and declare that the said Ordinance shall not apply to the area specified in the Schedule hereto until a date to be subsequently notified by the Administrator in the *Gazette*.

THE SCHEDULE.

All that piece of land situated at Wau in the District of Morobe in the Territory of New Guinea commencing at the point of intersection of the prolongation of the south-western boundary of Miner's Homestead Lease No. 132 with the left bank of Kauli Creek and bounded thence on the south-west by the said prolongation bearing 284 degrees 18 minutes for approximately 170 metres to the south-eastern corner of Miner's Homestead Lease No. 132 thence on the north-west by south-eastern boundaries of Miner's Homestead Leases Nos. 132 and 152 respectively bearing 14 degrees 18 minutes for 788 and 47/100 metres and approximately 4 degrees 50 minutes for approximately 660 metres to the north-eastern corner of Miner's Homestead Lease No. 152 aforesaid thence on the north-east by a straight line bearing approximately 121 degrees for approximately 750 metres to the left bank of Kauli Creek thence generally on the south-east by the said left bank of Kauli Creek upstream generally south-westerly to the point of commencement and containing an area of approximately 45 hectares more or less.

Given under my Hand at Port Moresby, this twenty-second day of April, One thousand nine hundred and fifty and in the fourteenth year of His Majesty's reign.

J. K. MURRAY,
Administrator.

GOD SAVE THE KING!

PART C: MINING—

[Proclamation dated 15th February, 1951, and published in Papua and New Guinea Govt. Gaz. of 22nd February, 1951 as amended by Proclamation dated 13th September, 1951 and published in Papua and New Guinea Govt. Gaz. of 25th October, 1951.]

PROCLAMATION.

Mining Ordinance 1928-1940 of the Territory of New Guinea.

NON-APPLICATION OF ORDINANCE.

WHEREAS by section 5 of the *Mining Ordinance* 1928-1940 of the Territory of New Guinea, it is provided that the Administrator may by Proclamation declare that the Ordinance or parts or sections thereof will not apply to any area specified in the Proclamation:

And whereas it is desired to exempt an area at Bulolo in the District of Morobe from the provisions of the said Ordinance for the purpose of an Administration Centre:

Now therefore, I, Frederick Beaumont Phillips, a Deputy of the Administrator of the Territory of Papua and New Guinea by virtue of the powers conferred by section 5 of the said Ordinance and all other powers me enabling, do hereby declare that the *Mining Ordinance* 1928-1940 of the Territory of New Guinea shall not apply to the area specified in the Schedule hereto until a date to be subsequently notified by the Administrator in the *Gazette*.

THE SCHEDULE.

All those pieces of land [containing in all 24 hectares 7 ares]⁽¹⁾ more or less in the Administrative District of Morobe situated near the western side of the Bulolo Aerodrome and being parts of Dredging or Sluicing Claims Nos. 290 and 314 known respectively as Bulolo Amalgamated and Hidden Valley East commencing at a marked point being the northernmost corner of Dredging or Sluicing Claim No. 314 and bounded thence on the north-east south-east and again on the north-east by straight lines bearing 136 degrees for 402.9 metres 229 degrees 2 minutes 20 seconds for 76.1 metres and 139 degrees 2 minutes 20 seconds for 198.1 metres thence again on the south-east and south-west by straight lines bearing 240 degrees 42 minutes for 713.2 metres and 319 degrees 2 minutes 20 seconds for 61 metres to a point on the north-western boundary of Dredging or Sluicing Claim No. 314 aforesaid thence on the north-west by part of the said north-western boundary of the said Dredging or Sluicing Claim No. 314 being a straight line bearing 21 degrees 21 minutes 30 seconds for 851.3 metres to the point of commencement be the said dimensions all a little more or less.

Given under my hand at Port Moresby, this fifteenth day of February, One thousand nine hundred and fifty-one, and in the fifteenth year of His Majesty's reign.

F. B. PHILLIPS,
Deputy Administrator.

GOD SAVE THE KING!

(1) The words inclosed in square brackets were omitted and the words "containing in all 24 hectares 70 ares" were substituted by Proclamation dated 13.9.1951 and published in Papua and N.G. Govt. Gaz. of 25.10.1951.

[Proclamation dated 6th April, 1951, and published in Papua and New Guinea Govt. Gaz. of 26th April, 1951 and an amending Proclamation dated 6th June, 1951 and published in Papua and New Guinea Govt. Gaz. of 28th June, 1951.]

PROCLAMATION. ⁽¹⁾

Mining Ordinance 1928-1940 of the Territory of New Guinea.

NON-APPLICATION OF ORDINANCE.

WHEREAS by section 5 of the *Mining Ordinance 1928-1940* of the Territory of New Guinea, it is provided that the Administrator may by Proclamation declare that the Ordinance or parts or sections thereof will not apply to any area specified in the Proclamation:

And whereas it is desired to exempt an area at Wau in the District of Morobe from the provisions of the said Ordinance:

Now therefore, I, Jaek Keith Murray, the Administrator of the Territory of Papua and New Guinea, by virtue of the powers conferred by section 5 of the said Ordinance and all other powers me enabling, do hereby declare that the *Mining Ordinance 1928-1940* of the Territory of New Guinea shall not apply to the area specified in the Schedule hereto until a date to be subsequently notified by the Administrator in the *Gazette*.

THE SCHEDULE.

All that piece of land comprising former Miner's Homestead Lease No. 25 and a road situated adjacent to the north-eastern boundary of the Town of Wau in the Administrative District of Morobe Territory of New Guinea containing an area of 8 hectares more or less commencing at a point on the north-eastern boundary of the Town of Wau being the southernmost corner of Portion 33 and bounded thence on the north-west by part of the south-eastern boundary of the said Portion 33 being a straight line bearing 39 degrees 17 minutes 24 seconds for 365.11 metres thence on the north-east by a south-western boundary of Portion 31 being a straight line bearing 129 degrees 17 minutes 30 seconds for 198.58 metres to the southernmost corner of the said Portion 31 thence on the south-east by a straight line bearing 219 degrees 6 minutes 14 seconds for 438.01 metres to a point on the said north-eastern boundary of the Town of Wau thence on the south-west by part of the said north-eastern boundary of the Town of Wau being a straight line bearing 329 degrees 17 minutes 24 seconds for 212.83 metres to the point of commencement.

Given under my Hand at Port Moresby, this sixth day of April, One thousand nine hundred and fifty-one, and in the fifteenth year of His Majesty's reign.

J. K. MURRAY,
Administrator.

GOD SAVE THE KING!

(1) Amended by Proclamation dated 6.6.1951, published in Papua and N.G. *Govt. Gaz.* of 28.6.1951 and printed in this Volume on p. 1890.

PART C: MINING—

PROCLAMATION.

Mining Ordinance 1928-1940 of the Territory of New Guinea.

NON-APPLICATION OF ORDINANCE.

WHEREAS by section 5 of the *Mining Ordinance 1928-1940* of the Territory of New Guinea, it is provided that the Administrator may by Proclamation declare that the Ordinance or parts or sections thereof shall not apply to the area specified in the Proclamation until a date to be subsequently notified by the Administrator by notice in the *Gazette*:

And whereas by Proclamation⁽¹⁾ dated the sixth day of April, One thousand nine hundred and fifty-one, and published in *Gazette* No. 23 of 26th April, 1951, it was declared that the *Mining Ordinance 1928-1940* of the Territory of New Guinea should not apply to the area described in the Schedule to the said Proclamation:

And whereas it is desired to apply certain parts of the said Ordinance to the area described in the Schedule referred to:

Now therefore, I, Jack Keith Murray, the Administrator of the Territory of Papua and New Guinea, by virtue of the powers conferred by section 5 of the said Ordinance and all other powers me enabling, do hereby declare that paragraph (b) of section 16 and part VI_B of the *Mining Ordinance 1928-1940* of the Territory of New Guinea shall apply to the area described in the Schedule to the Proclamation⁽¹⁾ dated the sixth day of April, One thousand nine hundred and fifty-one, and published on page 129 of *Gazette* No. 23 of 26th April, 1951, declaring that the said Ordinance shall not apply to the area specified in the Schedule thereto until a date to be subsequently notified by me in the *Gazette*.

Given under my Hand at Port Moresby, this sixth day of June, One thousand nine hundred and fifty-one, and in the fifteenth year of His Majesty's reign.

J. K. MURRAY,
Administrator.

GOD SAVE THE KING!

(1) Printed in this Volume on p. 1889.